

No. _____ Approved _____

Date _____

**ORDER ON THE ABANDONMENT OF A PORTION OF PROGRESS STREET
AND A PORTION OF FORT STREET
HARBOR LIGHT MARINA, INC., PETITIONER**

In the matter of the abandonment of a portion of Progress Street and a portion of Fort Street described on **Exhibit A** attached hereto, it appearing that due notice by advertisement and as described below, has been made in accordance with the provisions of Chapter 6, General Laws 1956 and all amendments and additions thereto, and after giving opportunity to the owners of land abutting upon the hereinafter described portion of Progress Street and a portion of Fort Street to speak for or against such abandonment and as to the damage, if any, they shall sustain thereby, and after due consideration thereof, it is hereby

ORDERED

1. That the portion of Progress Street and a portion of Fort Street herein described on **Exhibit A** attached hereto be abandoned for the reason that said premises have ceased to be useful to the public as a highway or driftway.
2. That it is the judgment of the City Council of Warwick that no owner of land abutting on that portion of Progress Street and a portion of Fort Street has suffered any damage because of such abandonment, and for this reason the City Council awards no compensation to said abutting owners.
3. That signs shall be placed at each end of that portion of Progress Street and a portion of Fort Street having thereon the words "NOT A PUBLIC HIGHWAY".
4. That notice of this order shall be advertised in a newspaper of general circulation, printed in English, and further that personal notice of same shall be served upon every owner of land abutting upon that portion of Progress Street and a portion of Fort Street as herein described who is known to reside in this State.
5. That the City Clerk be and she is hereby authorized and directed to cause notice to be given in accordance with the provisions hereof, and the Highway Department is hereby authorized and directed to erect and place signs referred to herein.
6. The City of Warwick hereby reserves for itself, its successors and assigns, a perpetual easement over and under the abandoned roadway for the purpose of constructing, installing, repairing and replacing of utilities, sewers, drains and for any other purposes. Petitioner shall prepare and record an administrative subdivision that conforms to the standards of the City's Plan Review Regulations.

7. Pursuant to R.I.G.L. 24-6-1 and Sec. 1-13 of the Code of Ordinances, an appraisal of the fair market value of the abandoned roadway was conducted and based upon that appraisal the Petitioner shall pay \$12,000.00 to the City of Warwick.

Entered as an Order of the City Council this 21st day of December, 2015.

SPONSORED BY: COUNCILMAN LADOUCEUR

COMMITTEE: LAND USE